

SCANNED

DATE: 9-29-04

BY: over

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS OFFICE

2004 SEP 29 A 10: 26

UNITED STATES OF AMERICA,
Petitioner,

v.

JOHN S. GILBERT,
Respondent.

U.S. DISTRICT COURT
DISTRICT OF MASS.

M.B.D. No. 04-10123-GAO

**MOTION TO WITHDRAW PETITION
TO ENFORCE INTERNAL REVENUE SERVICE SUMMONS**

The United States of America, on behalf of its agency, the Internal Revenue Service, and by its attorney, Michael J. Sullivan, United States Attorney for the District of Massachusetts, hereby moves this Court to withdraw its Petition to Enforce Internal Revenue Summons, which was filed with this Court on April 27, 2004.

The petitioner now seeks to withdraw because the respondent has complied with the Internal Revenue Service Summons, and this Court's Order Enforcing Internal Revenue Summons which was entered on June 10, 2004

Respectfully submitted:

MICHAEL J. SULLIVAN,
United States Attorney

I hereby certify that a true copy of the
above document was served upon (each
party appearing pro se and) the attorney of
record for each other party by mail on

September 29, 2004

Barbara Healy Smith
Assistant U.S. Attorney

By: Barbara Healy Smith
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7

10/5/04 OUTSIDE, DT - THIS MOTION IS ALLOWED
BY THE COURT
Paul H. H. - D. H. Clark